

Tzhone, Stephen

From: Curt Grisham [grish@me.com]
Sent: Friday, September 20, 2013 2:27 PM
To: Sanchez, Carlos
Cc: Tzhone, Stephen; Peycke, Mark; Moran, Gloria; Faultry, Charles; Lockett, Casey; Kemp, Mary; Suttice, Connie; Kyle Weaver; Mccarthy, Gina
Subject: Re: Further regarding 5 September 2013 Arkwood Team Meeting - EPA Superfund Region 6

Mr. Sanchez,

I am well-aware of no such thing; it is largely opaque to me the manner in which EPA and the lead PRP McKesson have worked together on this.

All I know is that the pace of your work is glacial, and that instead of results of dioxin reassessment at Arkwood, at our meeting i learned that it could be an additional year from now to learn those results and their upshot for the New Conceptual Site Model.

I learned some about EPA's work with McKesson via another late response to one of my FOIA requests (this time EPA going past even the extended deadline and delivering a volume of key responsive documents less than four hours before the meeting for which I had placed the FOIA request months earlier. I then was given 45 minutes in the file review room before being kicked out to sit in a cafe to review them before the meeting of 5 September 2013.)

In those documents, I saw that one EPA staff member with remarkable bravery and candor termed part of McKesson's contractor's work product "ridiculous."

So I left Dallas with more questions than before and hardly any solid answers at all.

EPA is not satisfied with the current IC in place for Arkwood, even though it was ratified by EPA through Don Williams in 2010.

As you well know, Ms. Moran presented my father and me with a draft IC shortly before the Sept. 5th meeting. As result of that presented draft, I added to the agenda many specific questions or comments on the provisions of the revised IC that EPA wants my father to sign.

We discussed this at length in the meeting, but nothing was resolved concretely. In particular, the onerous and burdensome "engineering controls" placed eventually upon any Arkwood site owner present or future by the draft IC as presented by Ms Moran remain an ill-defined, open-ended and unknown quantity.

CCG, Jr.

On Sep 20, 2013, at 9:26, "Sanchez, Carlos" <sanchez.carlos@epa.gov> wrote:

Mr. Grisham

As long as the purchaser follows the ICs, the site can be use for industrial purposes. However, as you are well aware, EPA is working with the PRPs for the site to do a reassessment for the dioxin contamination. Based on the results of the reassessment, the ICs may be required in other areas. CAS We explained this to you at the September 5, 2013, meeting and if you need additional information we will provide that to you. Also, if a potential purchaser has questions regarding the site, we will be glad to talk to them or meet with them to fully answer their questions and address their concerns. CAS

-----Original Message-----

From: CC Grisham [<mailto:grish@me.com>]

Sent: Friday, September 20, 2013 9:51 AM

To: Tzhone, Stephen

Cc: CC Grisham; McCarthy, Gina; Peycke, Mark; Sanchez, Carlos; Moran, Gloria; Faultry, Charles; Edlund, Carl; Curry, Ron; Lockett, Casey; Kemp, Mary; Suttice, Connie; Kyle Weaver
Subject: Further regarding 5 September 2013 Arkwood Team Meeting - EPA Superfund Region 6

Dear Mr. Tzhone,

As you know, Part VIII. "Arkwood Land Revitalization" was an extremely important element of the eleven-part, highly-detailed agenda (attached) that I authored for the referenced meeting of 5 September 2013.

Section C of Part VIII. in my agenda, which was ratified by the EPA and is now a matter of record, is titled "EPA affirms Casey Lockett-Snyder's statements," which earlier statements made in writing on EPA letterhead are then quoted in my agenda:

"Otherwise stated, EPA concurs that Arkwood Inc. Superfund site is ready for industrial reuse." (Letter of February 28, 2012 from Ms. Lockett-Snyder to J. Michael Norton, Executive Director, The Northwest Arkansas Economic Development District, Inc., attached)

"The current property owner has advised EPA that he is looking for potential purchasers for the Arkwood Inc. Superfund site property and EPA supports efforts to bring the site into industrial reuse." (Letter of March 19, 2012 from Ms. Lockett-Snyder to Clyde Rhodes, Hazardous Waste Division Chief, Arkansas Department of Environmental Quality, attached)

As the statements made by Casey Lockett-Snyder, Superfund Reuse Coordinator at EPA Region 6, are specifically questioned in the agenda, why was she not in attendance or participating by any means at the referenced meeting of 5 September 2013?

Sincerely,

Charles Grisham, Jr.